

### REMARKS

This responds to the Final Office Action dated July 7, 2008.

No claims are amended, no claims are canceled, and no claims are added; as a result, claims 1-4, 6-14, 16-17, 19-21, 31-32, 34-36 and 38-39 remain pending in this application.

#### §102 Rejection of the Claims

Claims 1-4, 6-14, 16-17, 19-21, 31-32, 34-36 and 38-39 were rejected under 35 U.S.C. § 102(a) as being unpatentable by Yoo et al. (Post processing Techniques for Time resolved Contrast-enhanced MR Angiography, January 7, 2002).

Page 2 of the instant Office Action states that the “declaration under 37 CFR 1.132 filed 04/15/08 is insufficient to overcome the rejection of claims 1-4, 6-17, 19-21, 31-39 based upon ‘Post processing Techniques for time resolved contrast-enhanced MR Angiography’ as set forth in the last Office action.”

In a teleconference with Applicant’s representative David W. Black, Supervisory Patent Examiner Brian Werner, on July 30, 2008, explained that the Declaration filed 04/15/08 does not include a clear statement identifying derivation of portions of the work included in the paper cited in the Declaration. Mr. Werner also indicated that a replacement Declaration, including the statement concerning derivation, could be treated by the Office as a correction of the earlier Declaration and, therefore, made of record without requiring submission of a Request for Continuing Examination.

Accordingly, Applicant hereby submits a second Declaration Under 37 CFR § 1.132. The instant Declaration includes statement 4 which provides that the relevant portions of the paper originated with or were obtained from inventors Hale Ersoy, Jeff Bezanson, Junhwan Kim, Richard Watts, Ramin Zabih, Yi Wang, and Martin R. Prince. The instant Declaration also includes a statement verifying inventorship and is thus directed to removing a question under 35 U.S.C. § 102(f).

Applicant kindly requests entry of the instant Declaration and treatment as a timely response and without requiring entry of a Request for Continuing Examination.

*Request for Telephonic Interview*

Applicant's representative David W. Black respectfully requests a further telephonic interview with the Examiner upon receipt of this response, in order to address any remaining concerns and facilitate prosecution of this patent application. Applicant's representative David W. Black can be reached by telephone at 612-373-6911.

Applicant respectfully requests reconsideration and allowance of pending claims 1-4, 6-14, 16-17, 19-21, 31-32, 34-36 and 38-39.

**CONCLUSION**

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's representative at (612) 373-6911 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Date October 27, 2008 By David W. Black  
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 27th day of October, 2008.

CHERYL L. DANKERS

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Name

Cheryl L. Dankers  
Signature